



COTTONWOOD HEIGHTS CITY COUNCIL AGENDA

Notice is hereby given that the Cottonwood Heights City Council will hold a Business Meeting beginning at **7:00 p.m. on Tuesday, June 11, 2013**, at Cottonwood Heights City Council Chamber located at 1265 East Fort Union Blvd., Suite 300, Cottonwood Heights, Utah.

- 7:00 p.m. 1.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS**
- 2.0 CITIZEN COMMENTS**
(Please note: In order to be considerate of everyone attending the meeting and to more closely follow the published agenda times, public comments will be limited to three minutes per person per item. A spokesperson who has been asked by a group to summarize their concerns will be allowed five minutes to speak. Comments which cannot be made within these limits should be submitted in writing to the City Recorder prior to noon the day before the meeting)
- 3.0 REPORTS/PROCLAMATIONS/RECOGNITIONS**
- 3.1 Standing Monthly Reports**
- a. May Police Report – Sheila Jennings
(Review of the Police Department statistics for the month of May)
 - b. Public Works Report – Public Works Inspector Kyle Butterfield
(Presentation of the monthly public works report detailing the status of various public works and capital projects throughout the City)
- 4.0 ACTION ITEMS**
- 4.1 Consideration of **Ordinance No. 204** Amending Section 9.65.020, Cottonwood Heights Code of Ordinances “International Fire Code”
 - 4.2 Consideration of **Resolution No. 2013-23** Approving an Activity Contract with Buck Wild Mechanical Bulls LC for 2013 Butlerville Days
 - 4.3 Consideration of **Resolution No. 2013-24** Prohibiting Ignition Sources in Wildland Interface Areas During the 2013 Fire Season
 - 4.4 Consideration of **Resolution No. 2013-25** Consenting to Appointments to the Planning Commission
(Janet Janke, Paxton Guymon and Joe Demma will be appointed to the Planning Commission)
 - 4.5 Consideration of **Resolution No. 2013-26** Approving an “Event Proposal” Contract with Custom Events, Inc. for 2013 Butlerville Days
- 5.0 CONSENT CALENDAR**
Approval of Minutes for May 28, 2013
- 6.0 ADJOURN BUSINESS MEETING AND RECONVENE
WORK SESSION IN ROOM 250**

PUBLIC COMMENT PROCEDURE

At each City Council Business Meeting any person wishing to comment on any item not otherwise on the agenda for public comment may address the City Council during the Public Comment period. Any person wishing to comment during the citizen comment period shall request recognition by the Mayor and upon recognition, approach the microphone and state their name and address the body. Any person wishing to comment shall limit their comments to no more than three (3) minutes, unless additional time is authorized by the Mayor. Citizen groups will be asked to appoint a spokesperson, who shall limit their comments to no more than five (5) minutes. All comments shall be directed to the Mayor and City Council. No person addressing the City Council during the comment period shall be allowed to comment more than once during that comment period. Speakers should not expect any debate or dialogue with the Mayor, City Council or City Staff during the meeting.

The Council may choose to limit the amount of time allotted to public comment on a specific issue. In such cases, special procedures for determining who will be allowed to speak and the order of such speakers will be determined by the Council.

On Monday, June 10, 2013, at 5:00 p.m. a copy of the foregoing notice was posted in conspicuous view in the front foyer of the Cottonwood Heights City Offices, Cottonwood Heights, Utah. A copy of this notice was faxed to the Salt Lake Tribune and Deseret News, newspapers of general circulation in the City by the Office of the City Recorder. The Agenda was also posted on the City's website at www.ch.utah.gov and the State Public Meeting Notice website at <http://pmn.utah.gov>

DATED THIS 10th DAY OF JUNE 2013

Kory Solorio, Deputy City Recorder

Council Members may participate in the meeting via telephonic communication. If a Council Member does participate via telephonic communication, the Councilmember will be on speakerphone. The speakerphone will be amplified so that the other Council Members and all other persons present in the Council Chambers will be able to hear all discussions.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations or assistance during this meeting shall notify Kory Solorio, Deputy City Recorder, at (801) 944-7020 at least 24 hours prior to the meeting. TDD number is (801)270-2425 or call Relay Utah at #711. If you would like to submit written comments on any agenda item they should be received by the Deputy City Recorder no later than Tuesday at noon. Comments can be emailed to ksolorio@ch.utah.gov



NOTICE OF COTTONWOOD HEIGHTS CITY COUNCIL WORK SESSION AGENDA

Notice is hereby given that the Cottonwood Heights City Council will hold a Work Session at **6:00 p.m. on Tuesday, June 11, 2013**, in the Cottonwood Heights City Council Conference Room located at 1265 East Fort Union Blvd., Suite 250, Cottonwood Heights, Utah

- 6:00 p.m.**
1. **Canyons School District Board Update – Kim Horiuchi (20:00)**
(Kin Horiuchi, Canyons School District Board Member, will update the Council on current activities at the Canyons School District)
 2. **Review of Business Meeting Agenda (10:00)**
 3. **Public Relations Report (10:00)**
 - a. Media Coverage
(Public Relations Specialist, Stephanie Archibald, will provide a report on media coverage of city events)
 - b. Valley Journal
(A review of the upcoming articles for future editions)
 4. **Planning Department Report (20:00)**
 - a. Planning and Building Development Report
(Staff will update the Council on current planning and building activities)
 - b. Mountview Park
(Sta will be provided an update on Mountview Park improvements and upgrades)
 5. **Public Safety Report (30:00)**
 - a. Unified Fire Authority
(Report from Assistant Chief Mike Watson on events of the week)
 - b. Police Department
(Report from Chief Robby Russo on noteworthy events of the week)
 1. Valley Emergency Communications Center Director
(Chief Russo will discuss the internal appointment of the VECC Director with the Council)
 2. Valley Emergency Communications Center Records Management System
(Chief Russo will update the Council on the VECC computer system and the integration of the RMS)
 3. Graduation DUI Checkpoint
(Chief Russo will update the council on the graduation DUI checkpoint held June 7)
 6. **City Manager/Deputy City Manager Report (10:00)**
 - a. Health Insurance Renewal
(Deputy City Manager Linda Dunlavy will report on the health insurance benefits renewal)
 - b. Elections Update
(Deputy City Manager Linda Dunlavy will provide an update on elections including Declaration of Candidacy filings)

7. **Mayor/City Council Reports (30:00)**
 - a. Youth City Council – Councilman Bracken
(Councilman Bracken will report on the recent Youth City Council meeting)
 - b. Historic Committee Meeting – Councilman Peterson
(Councilman Peterson will report on the recent Historic Committee meeting and tour)
 - c. Cottonwood Corporate Center Construction – Councilman Peterson
(Councilman Peterson will report on the meeting with residents regarding the Cottonwood Corporate Center construction issues)
 - d. South Salt Lake Valley Mosquito Abatement Meeting – Councilman Tyler
(Councilman Tyler will report on the recent South Salt Lake Valley Mosquito Abatement meeting)
 - e. Mill Hollow Resident Meeting – Mayor Cullimore
(Mayor Cullimore will discuss the meeting with Mill Hollow resident's regarding exotic pet concerns)
 - f. Council of Governments – Mayor Cullimore
(Mayor Cullimore will discuss agenda items from the Council of Governments monthly meeting)
 - g. Wasatch Summit Meeting – Mayor Cullimore
(Mayor Cullimore will report on the Wasatch Summit meeting)
 - h. IT Committee Meeting – Councilmen Bracken and Shelton
(Councilmen Bracken and Shelton will report on the IT Committee meeting)
 - i. Association of Municipal Councils – Councilman Tyler
(Councilman Tyler will report on the Association of Municipal Councils meeting)
 - j. Long Range Planning Meeting – Councilman Peterson
(Councilman Peterson will report on the monthly coalition for solutions to homeless housing)
8. **Calendar of Events (10:00)**
 - a. CSD Farewell Open House Dr. Doty – June 11th 4-6 p.m.
 - b. Candidate Orientation Meeting – June 12 @ 6:00 pm
 - c. Big Cottonwood Canyon Trail Ribbon Cutting – June 25 @ 5:00 pm
 - d. CSD Principal & Teachers Luncheon – August 8 @ 12:00 pm
 - e. New Butler Middle School Ribbon Cutting – August 14
 - f. Schedule of Summer Activities
 1. Movies in the Park – June 14 @ Antczak (tentative)
 2. Bark in the Park – June 29 @ Mill Hollow
 3. Movies in the Park – July 12 @ Mill Hollow
 4. Butlerville Days – July 24 @ Butler park
 5. Music Man – July 26,27,29 August 1,2,3 @ Brighton High School
 6. Night Out Against Crime – August 6
 7. Movies in the Park – August 9 @ Bywater
 8. City Staff/Family Picnic – August 28 @ Mountview
9. **Closed Meeting to Discuss Litigation, Property Acquisition and the Character and Professional Competence or Physical or Mental Health of an Individual**
10. **ADJOURN**

ACTION ITEMS

ITEM 4.1

ORDINANCE NO. 204

COTTONWOOD HEIGHTS

ORDINANCE No. 204

AN ORDINANCE AMENDING SECTION 9.65.020, COTTONWOOD HEIGHTS CODE OF ORDINANCES

WHEREAS, effective 14 January 2005, the city council (the "*Council*") of the city of Cottonwood Heights (the "*City*") adopted a code of ordinances (the "*Code*") for the City; and

WHEREAS, Code Chapter 9.65, entitled "International Fire Code," concerns the City's adoption of the International Fire Code (the "*IFC*") to prescribe regulations governing conditions hazardous to life and property from fire and explosion; and

WHEREAS, each of Utah's political subdivision must comply with the state fire code, and such compliance requires an amendment of the Code to reflect changes in state law concerning the fire code as they occur; and

WHEREAS, Code section 9.65.020 ("*Section 9.65.020*") contains certain amendments to the IFC authorized and/or required by enactments of the Utah Legislature; and

WHEREAS, an amendment to IFC section 310.8 (the "*Amendment*") was adopted by the Utah Legislature in its 2013 General Session pursuant to HB 289 ("*HB 289*"); and

WHEREAS, the Council met in regular meeting on 11 June 2013, to consider, among other things, amending current Section 9.65.020 to adopt the Amendment effected by HB 289; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interests of the health, safety, and welfare of its residents to so amend Section 9.65.020 to adopt the Amendment as specified by HB 289;

NOW, THEREFORE, BE IT ORDAINED by the city council of the city of Cottonwood Heights as follows:

Section 1. **Amendment of Section 9.65.020**. The Council hereby amends current Section 9.65.020 of the Code as shown on the attached exhibit, wherein additions to current Section 9.65.020 are underlined or otherwise shown as additions, and deletions to current Section 9.65.020 are ~~struck through~~ or otherwise shown as deletions.

Section 2. **Action of Officers**. All actions of the officers, agents and employees of the City that are in conformity with the purpose and intent of this ordinance (this "*Ordinance*"), whether taken before or after the adoption hereof, are hereby ratified, confirmed and approved.

Section 3. **Severability**. All parts of this Ordinance are severable, and if any section, paragraph, clause or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause or

provision shall not affect the remaining sections, paragraphs, clauses or provisions of this Ordinance.

Section 4. **Repealer**. All ordinances or parts thereof in conflict with this Ordinance are, to the extent of such conflict, hereby repealed.

Section 5. **Effective Date**. This Ordinance, assigned no. 204, shall take immediate effect as soon as it shall be published or posted as required by law and deposited and recorded in the office of the City's recorder, or such later date as may be required by Utah statute.

PASSED AND APPROVED this 11th day of June 2013.

COTTONWOOD HEIGHTS CITY COUNCIL

By _____
Kelvyn H. Cullimore, Jr., Mayor

ATTEST:

Linda W. Dunlavy, Recorder

VOTING:

Kelvyn H. Cullimore, Jr.	Yea	___	Nay	___
Michael L. Shelton	Yea	___	Nay	___
J. Scott Bracken	Yea	___	Nay	___
Michael J. Peterson	Yea	___	Nay	___
Tee W. Tyler	Yea	___	Nay	___

DEPOSITED in the Recorder's office this 11th day of June 2013.

POSTED this ___ day of June 2013.

598765.1

Chapter 9.65

INTERNATIONAL FIRE CODE

Sections:

- 9.65.010 Adoption of International Fire Code.
- 9.65.020 Amendments to IFC.
- 9.65.030 Storage of Hazardous Materials.
- 9.65.040 Fees.
- 9.65.050 Interpretation.

9.65.010 Adoption of International Fire Code.

A. In order to prescribe regulations governing conditions hazardous to life and property from fire and explosion, the city hereby adopts by this reference the 2009 edition of the International Fire Code and the International Fire Code Standards, and any subsequent editions ("IFC"), including Appendices "B," "C," "D," "E," "F," "G," "H," "I" and "J," but not Appendix "A" thereof, with such amendments as are set forth below.

B. Pursuant to UTAH CODE ANN. 10-3-711, a copy of the IFC has been filed in the office of the city recorder for use and examination by the public.

9.65.020 Amendments to IFC.

A. The City hereby adopts by reference and incorporates herein the additions and amendments to the IFC adopted by the Utah State Legislature pursuant to UTAH CODE ANN. §58-56-4 enacted in HB 308 (2010 General Session) and HB 289 (2013 General Session).

B. Section 903.4.2 of the IFC is amended to read as follows:

903.4.2 Alarms. Approved audible devices shall be connected to every automatic sprinkler system serving more than 20 fire sprinkler heads. Such sprinkler water flow alarm devices shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest orifice size installed in the system. Alarm devices shall be provided on the exterior of the building and interior spaces per NFPA 72 in an approved location. With the exception of R-3 occupancies where a fire alarm system is installed, activation of the automatic sprinkler system shall activate the building fire alarm system.

C. Section 310.8 of the IFC is amended to read as follows:

310.8 Hazardous environmental conditions. When the fire code official determines that hazardous environmental conditions necessitate controlled use of any ignition source, including fireworks, lighters, matches, sky lanterns, and smoking materials:

(i) the legislative body of a municipality within which the hazardous environmental conditions exist may prohibit only the ignition or use of the ignition source in mountainous, brush-covered areas or the wildland urban interface area, which means the line, area, development meet or intermingle with undeveloped wildland or land being used for an agricultural purpose; and

(ii) where hazardous environmental conditions exist in unincorporated areas that meet the description in Subsection 1(c)(i), the state forester may prohibit the ignition or use of the ignition source in all or part of these areas, after consulting with the county fire code official having jurisdiction over that area.

9.65.030 Storage of Hazardous Materials.

The storage of Class I and Class II hazardous materials in above-ground or below-ground tanks, inside and outside of buildings is prohibited unless allowed by the zoning provisions applicable to the location in which the proposed tanks are to be located. In addition, the storage of Class I and Class II hazardous materials pursuant to this section is subject to the provisions of NFPA 30, 58 and 59A.

9.65.040 Fees.

In accordance with IFC Section 113, the city adopts the fees for Hazardous Materials Permitting and Inspection, Fire Inspection, Fire Watch, Re-inspection—Delay in Preparation at Work Site, and Blasting Permitting as set forth below. All fees set forth below shall be collected by and paid to the Unified Fire Authority (or other fire and emergency services provider for the city) at the time, the permit, inspection, re-inspection, or fire watch staffing is requested and shall be a condition for issuance of the permit and scheduling of the inspection, re-inspection or fire watch staffing.

ACTION ITEMS

ITEM 4.2

RESOLUTION NO. 2013-23

COTTONWOOD HEIGHTS

RESOLUTION No. 2013-23

A RESOLUTION APPROVING AN ACTIVITY CONTRACT
WITH BUCK WILD MECHANICAL BULLS LC
FOR 2013 BUTLERVILLE DAYS

WHEREAS, the city council (the "*Council*") of the city of Cottonwood Heights (the "*City*") met on 11 June 2013 to consider, among other things, approving a contract for services, and amendment thereto (collectively, the "*Agreement*"), with Buck Wild Mechanical Bulls LC ("*Contractor*") whereunder the City would retain Contractor to provide a mechanical bull riding activity at the City's 2013 "Butlerville Days" community celebration on the terms and conditions specified in the Agreement; and

WHEREAS, the Council has reviewed the form of the Agreement, a photocopy of which is annexed hereto as an exhibit; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the citizens of the City to approve the City's entry into the Agreement as proposed;

NOW, THEREFORE, BE IT RESOLVED by the city council of Cottonwood Heights that the attached Agreement with Contractor is hereby approved and ratified, and that the City's mayor and recorder are authorized and directed to execute and deliver the Agreement on behalf of the City.

This Resolution, assigned no. 2013-23, shall take effect immediately upon passage.

PASSED AND APPROVED this 11th day of June 2013.

COTTONWOOD HEIGHTS CITY COUNCIL

By _____
Kelvyn H. Cullimore, Jr., Mayor

ATTEST:

Linda W. Dunlavy, Recorder

VOTING:

Kelvyn H. Cullimore, Jr.	Yea	___	Nay	___
Michael L. Shelton	Yea	___	Nay	___
J. Scott Bracken	Yea	___	Nay	___
Michael J. Peterson	Yea	___	Nay	___
Tee W. Tyler	Yea	___	Nay	___

DEPOSITED in the office of the City Recorder this 11th day of June 2013.

RECORDED this ___ day of June 2013.

598764.1



CONTRACT FOR SERVICES

WITH:

CITY OF COTTONWOOD HEIGHTS

Representing:
BUTLERVILLE DAYS

JULY 24, 2013

THIS CONTRACT is entered into on the 28th day of May 2013 by and between *Buck Wild Mechanical Bulls LC*, a Utah limited liability company ("*Contractor*"), and the city of *Cottonwood Heights* ("*City*").

WITNESSETH

WHEREAS, City desires to procure a contractor to perform mechanical bull rental services for its "Butlerville Days" community event (the "*Event*") on park grounds near Butler Middle School (approx. 2700 East 7500 South, Cottonwood Heights, UT); and

WHEREAS, City has completed necessary steps for retention of professional and other services under applicable City policies; and

WHEREAS, City has agreed to engage Contractor, and Contractor has agreed to contract with City performance of services as described, and according to the further terms and conditions set forth herein.

NOW THEREFORE, in consideration of sums to be paid to the Contractor, and other good and valuable consideration, the Contractor and City do contract and agree as follows:

1. Scope of Services.

Contractor shall perform for City the following described services (the "*Services*") in connection with the Event:

Contractor will set up a mechanical bull, landing pad and operating station. The operator will operate the mechanical bull for the duration of the Event. The operator will take down the mechanical bull, landing pad and operating station after the agreed time has expired. Except as otherwise provided in this agreement, this is the extent of the Services agreed to by Contractor.

2. Time of Performance.

In performing the Services described in this Contract, it is mutually agreed that time is of the essence.

The bull shall be delivered by 1:00 p.m. due to closure of roads at 2:00 p.m. in connection with the parade portion of the Event. Contractor shall begin operating the bull at **4:30 pm on July 24, 2013** and work shall be completed at **9:30 pm on July 24, 2013**. Any additional time spent performing the Services will be added to the total bill at a cost of **\$250, Two Hundred and Fifty Dollars** per hour.

3. Compensation; Time of Payment.

For all Services to be performed hereunder, City shall pay Contractor the amount of **\$1,380; One Thousand Three Hundred Eighty Dollars** to be paid before the agreed time of performance. The price includes a generator to power the mechanical bull.

4. Security Deposit.

City shall send a non-refundable security deposit in the amount of **\$690 (Six Hundred Ninety Dollars)** to secure the date and time specified. If the deposit is not received

at least four weeks prior to the Event, Contractor is under no obligation to reserve the specified time and date. The security deposit will be applied to the total amount.

5. Workmanship and Quality of Services.

All work performed under this Contract shall be performed in a workmanlike and professional manner. In the event of a mechanical failure the Contractor shall refund City for the remainder of the agreed time at a pro-rated amount.

6. Notices.

All notices or other communications arising hereunder shall be sent to the following:

<City>

<Contractor>

Cottonwood Heights, c/o Ann Eatchel

Buck Wild Mechanical Bulls

aeatchel@cottonwoodheights.utah.gov

cowboyup@buckwildbullriding.com

801-944-7000

801-359-0440

c/o 1265 East Fort Union Blvd., #250

903 South 850 East

Cottonwood Heights, UT 84047

Bountiful, UT 84010

7. Assignment.

This Contract may not be assigned without the express written consent of both the Contractor and City.

8. Applicable Law.

This Contract shall be governed by and construed in accordance with the applicable laws of the state of Utah.

9. Insurance.

Contractor shall maintain in full force and effect a broad form comprehensive workmen's compensation, bodily injury and property damage liability insurance policy or policies against claims for damage or injury to persons or property arising out of any of the Event Services (i.e.—whether equipment-based, supervision-based, or otherwise) in connection with the Event. Such policy shall be maintained on the minimum basis of \$100,000 combined single limit. Contractor shall cause City and its officers, employees and other designees to be named as additional insured under such policy, and shall provide to City a certificate evidencing such insurance coverage at least three days before the Event. All insurance required to be carried hereunder shall be with companies, on forms and with loss payable clauses reasonably satisfactory to City. All such policies shall be written as primary policies, not contributing with and not in excess of coverage which City may carry.

10. Hold Harmless Undertaking.

Contractor agrees, covenants, and undertakes to indemnify, hold free and harmless, assume liability for, and defend City and its officers, employees, agents, servants and representatives (collectively, the “*Indemnitees*”) from any and all losses, costs, and expenses, including but not limited to monetary damages, attorney’s fees, investigative and discovery costs, court costs, fines, penalties, increased taxes, and all other sums, that any of the Indemnitees may incur, face, pay or become obligated to pay on account of any, all, and every demand for claim or assertion of liability, or any claim or action thereon, arising or alleged to have arisen out of any of the Event Services. The foregoing indemnities, etc. shall not, however, be deemed to waive or modify any rights, defenses, protections or limits of liability of City against third parties under the “Governmental Immunity Act of Utah” (UTAH CODE ANN. § 63G-7-101, *et seq.*).

11. Liability Release.

Before the Event, (a) Contractor shall modify its standard written liability release form (“*Release*”) to include all of the Indemnitees (i.e.—City and its officers, employees, agents, servants and representatives) as additional parties who, together with Contractor, are affirmatively released from all liability and other claims accruing to, or asserted by, any rider (“*Rider*”) of the Contractor’s equipment at the Event; and (b) submit the form of the Release to City for approval or modification. Throughout the Event, Contractor shall require every prospective Rider, and the parents or legal guardians of any and all minor Riders, to sign a Release in the form approved by City.

12. Age Standard.

Contractor shall not allow anyone under the age of 3 years to be a Rider at the Event.

[Signature page follows]

Name (in print): COTTONWOOD HEIGHTS, a Utah municipality

Signature: _____
Kelvyn H. Cullimore, Jr., Mayor

Attest: _____
Linda W. Dunlavy, Recorder

Date: May 28, 2013

Name (in print): Buck Wild Mechanical Bulls LC

Signature: Leisa Wright
Leisa Wright

Date: May __, 2013

ACTION ITEMS

ITEM 4.3

RESOLUTION NO. 2013-24

COTTONWOOD HEIGHTS

RESOLUTION No. 2013-24

A RESOLUTION PROHIBITING IGNITION SOURCES IN WILDLAND INTERFACE AREAS DURING THE 2013 FIRE SEASON

WHEREAS, effective 14 January 2005, the city council (the "*Council*") of the city of Cottonwood Heights (the "*City*") adopted a code of ordinances (the "*Code*") for the City; and

WHEREAS, following adoption of the Code, the Council determined that regulation of certain ignition sources in wildland interface areas in the City is necessary to protect against wildfire risk in those areas; and

WHEREAS, consequently, the Council heretofore has amended the Code to include Chapter 9.77, entitled "Fire Restrictions in Wildland Interface Areas" ("*Chapter 9.77*"); and

WHEREAS, pursuant to its Ordinance 204 enacted 29 June 2013, the Council also has amended Code section 9.65.020 (pursuant to HB 289 enacted in the 2013 General Session of the Utah Legislature), authorizing the Council to prohibit the use of any ignition source (including, without limitation, fireworks, lighters, matches, sky lanterns and smoking materials) ("*Ignition Sources*") in the City's wildland interface areas whenever the City's fire code official determines that hazardous environmental conditions necessitate such prohibition; and

WHEREAS, Unified Fire Authority ("*UFA*"), the City's fire enforcement authority and fire code official, has notified the City that hazardous environmental conditions currently exist due to, *inter alia*, below-average precipitation, and has recommended prohibition of Ignition Sources in the City's wildland interface areas designated in Chapter 9.77 (the "*Wildland Interface*") during the current fire season extending through 1 November 2013 (the "*2013 Fire Season*"); and

WHEREAS, the Council met in regular session on 11 June 2013 to consider, among other things, prohibiting Ignition Sources in the Wildland Interface during the 2013 Fire Season as recommended by UFA; and

WHEREAS, after careful consideration, the Council finds that prohibiting Ignition Sources in the Wildland Interface during the 2013 Fire Season as recommended by UFA is in the best interest of the health, safety and welfare of the citizens of the City;

NOW, THEREFORE, BE IT RESOLVED by the city council of Cottonwood Heights that Ignition Sources in the Wildland Interface are hereby prohibited during the 2013 Fire Season.

This Resolution, assigned no. 2013-24, shall take effect immediately upon passage.

PASSED AND APPROVED this 11th day of June 2013.

COTTONWOOD HEIGHTS CITY COUNCIL

By _____
Kelvyn H. Cullimore, Jr., Mayor

ATTEST:

Linda W. Dunlavy, Recorder

VOTING:

Kelvyn H. Cullimore, Jr.	Yea	___	Nay	___
Michael L. Shelton	Yea	___	Nay	___
J. Scott Bracken	Yea	___	Nay	___
Michael J. Peterson	Yea	___	Nay	___
Tee W. Tyler	Yea	___	Nay	___

DEPOSITED in the office of the City Recorder this 11th day of June 2013.

RECORDED this ___ day of June 2013.

598767.1

ACTION ITEMS

ITEM 4.4

RESOLUTION NO. 2013-25

COTTONWOOD HEIGHTS

RESOLUTION No. 2013-25

A RESOLUTION CONSENTING TO APPOINTMENTS TO THE PLANNING COMMISSION

WHEREAS, the city council (the "*Council*") of the city of Cottonwood Heights (the "*City*") met on 11 June 2013 to consider, among other things, the appointment of three members to the City's planning commission (the "*Commission*") to fill the vacancies resulting from the resignations of former regular Commission members **Jennifer Shah** and **Ed Ogilvie** and the proposed appointment as a regular Commission member of former alternate Commission member **Paxton Guymon**; and

WHEREAS, section 19.05.070 of the COTTONWOOD HEIGHTS CODE OF ORDINANCES (the "*Code*") provides that any vacancy occurring on the Commission by reason of expiration of term of office or otherwise shall be filled by the City's manager (the "*Manager*") with the advice and consent of the Council; and

WHEREAS, the Manager has nominated (a) **Janet Janke**, of District 1, to fill the vacancy on the Commission resulting from resignation of Mr. Ogilvie, with such appointment to be effective through 30 June 2016; (b) **Paxton Guymon**, of District 4, to fill the vacancy on the Commission resulting from the resignation of Ms. Shah, with such appointment to be effective through 30 June 2016; and (c) **Joe Demma**, of District 3, as an alternate member of the Commission in place of Mr. Guymon, with such appointment to be effective through 30 June 2014 (i.e., for the balance of Mr. Guymon's term of office as an alternate Commission member); and

WHEREAS, the Council has given advice for the above-described appointments to the Commission for the terms proposed by the Manager; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the citizens of the City to consent to the appointments to the Commission of Ms. Janke and of Messrs. Guymon and Demma as proposed by the Manager;

NOW THEREFORE, BE IT RESOLVED by the Cottonwood Heights city council that the Council hereby consents to the appointments to the Commission described above, and hereby consents to, confirms and ratifies the status of the following individuals as all of the members of the Commission as of 11 June 2013, for the terms of office set forth opposite each name:

<u>Name</u>	<u>District</u>	<u>Term Expires</u>
Janet Janke	1	30 June 2016
Jeremy D. Lapin	2	30 June 2015
Lindsay Holt	3	30 June 2015
Paxton Guymon	4	30 June 2016
Gordon Walker	4 (at large)	30 June 2014
Dennis Peters	2 (at large)	30 June 2014
Perry A. Bolyard	1 (at large)	30 June 2015

James S. Jones	3 (alternate, at large)	30 June 2014
Joe Demma	3 (alternate, at large)	30 June 2014

This Resolution, assigned no. 2013-25, shall take effect immediately upon passage.

PASSED AND APPROVED 11 June 2013.

COTTONWOOD HEIGHTS CITY COUNCIL

By _____
Kelvyn H. Cullimore, Jr., Mayor

ATTEST:

Linda W. Dunlavy, Recorder

VOTING:

Kelvyn H. Cullimore, Jr.	Yea	___	Nay	___
Michael L. Shelton	Yea	___	Nay	___
J. Scott Bracken	Yea	___	Nay	___
Michael J. Peterson	Yea	___	Nay	___
Tee W. Tyler	Yea	___	Nay	___

DEPOSITED in the office of the City Recorder this 11th day of June 2013.

RECORDED this ___ day of June 2013.

598850.1

ACTION ITEMS

ITEM 4.5

RESOLUTION NO. 2013-26

COTTONWOOD HEIGHTS

RESOLUTION NO. 2013-26

A RESOLUTION APPROVING AN "EVENT PROPOSAL" CONTRACT WITH CUSTOM EVENTS, INC. FOR 2013 BUTLERVILLE DAYS

WHEREAS, the city council (the "*Council*") of the city of Cottonwood Heights (the "*City*") met on 11 June 2013 to consider, among other things, approving and ratifying a contract and amendment thereto (collectively, the "*Agreement*") with Custom Events, Inc. ("*Provider*") whereunder the City would retain Provider to provide and oversee various games and events at the City's 2013 "Butlerville Days" community celebration on the terms and conditions specified in the Agreement; and

WHEREAS, the Council has reviewed the form of the Agreement, a photocopy of which is annexed hereto as an exhibit; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the citizens of the City to approve the City's entry into the Agreement as proposed;

NOW, THEREFORE, BE IT RESOLVED by the city council of Cottonwood Heights that the attached Agreement with Provider is hereby approved and ratified, and that the City's mayor and recorder are authorized and directed to execute and deliver the Agreement on behalf of the City.

This Resolution, assigned no. 2013-26, shall take effect immediately upon passage.

PASSED AND APPROVED this 11th day of June 2013.

COTTONWOOD HEIGHTS CITY COUNCIL

By _____
Kelvyn H. Cullimore, Jr., Mayor

ATTEST:

Linda W. Dunlavy, Recorder

VOTING:

Kelvyn H. Cullimore, Jr.	Yea	___	Nay	___
Michael L. Shelton	Yea	___	Nay	___
J. Scott Bracken	Yea	___	Nay	___
Michael J. Peterson	Yea	___	Nay	___
Tee W. Tyler	Yea	___	Nay	___

DEPOSITED in the office of the City Recorder this 11th day of June 2013.

RECORDED this ___ day of June 2013.

599029.1

CUSTOM EVENTS

(801) 446-5115
fax: (801) 562-1240
538 west 9560 south
Sandy, Utah 84070
www.customeventsinc.com

EVENT PROPOSAL*

Company: Butlerville Days

Contact: Ann Eatchel or Mike Hanson

Telephone: 801-550-8225

Fax/email: aeatchel@ch.utah.gov

Date: Wednesday July 24th 2013

Time: 4:30 - 9:00 p.m. or when crowd is out of tickets.

Location: 7500 South 2700 East, Cottonwood Heights

****Custom Events will provide**

Butlerville Days with tickets

(8 rolls)

and Wristbands (at least 1 box)

Custom Events will provide the following services:

****Kong's Revenge Obstacle Course.** This giant obstacle course is guarded at the front by King Kong himself! If you dare, climb in behind Kong and make your way through this exciting course! Try not to wake the sleeping giant!!!!

****Pride of the Caribbean Obstacle Course.** This big, awesome obstacle course is fun for all ages! With a big slide on the front and all sorts of obstacles to run through, it's Caribbean Pirate theme makes the adventure even more fun!

****Excalibur Slide.** This new slide is designed to make you feel like your in mid-evil times! It's fun appearance makes everyone enjoy sliding down or just watching the kids go down!

****Gigantic Shark Slide.** This huge slide stands 34 feet in the air, making it our biggest slide! His huge teeth and big fin make it an adventure to climb up and slide down out of his mouth as fast as you can!

****Double Splash Wave Slide.** This is our newest slide! Standing about 20 feet high and bright blue and white in color, makes this double slide a very fun and exciting addition to our already great selection!

****Batman Challenge Obstacle Course.** This is our newest obstacle course! Who doesn't love Batman! Challenging obstacles and slides make this piece an awesome adventure for all to see and experience!

****Rescue Squad Obstacle Course.** This is also a new obstacle. Made for the younger explorer, this hero obstacle is plastered with colorful pictures of policemen and firemen and all the American heroes! The kids will love it!

****Spongebob Squarepants Bounce House.** All the kids and most adults have fallen in love with Spongebob! Now you can climb in and bounce in our new bright and colorful 15' x 15' Spongebob bounce house! Are you ready kids!

****18' Giant slide.** This colorful inflatable slide is great fun for all ages, it is double wide so two riders can go at the same time. Not only is it fun, but riders also move through quickly so it is great for large crowds who don't like to wait in line!

****Princess Playhouse.** If you love the Disney Princesses, you will love this adorable 4 in one playhouse. Slide, jump and play with Cinderella, Snow White, Belle and all your favorite Disney characters!

****3 Lane Bungee Run.** Test your strength against your friends as you see how far you can run before the bungee pulls you back. The Bungee Run will handle three riders at a time!

****Jeff's OLD FASHIONED Fun and Games FROM 5:00 – 8:00 p.m.** This popular activity grew out of demand from previous customers. Jeff Mace is the owner of our company and has a talent for making people have fun! He is energetic and loves to personally interact with your crowd doing fun contests, games, and activities. Everyone who participates will receive a great prize! This service provides an opportunity for lots of people to be involved having fun together! AS PER YOUR REQUEST, WE WILL CONCENTRATE ON THE OLD FASHIONED GAMES! **Bring Extra prizes for all kid games.**

****Airborne Adventure.** Kids will love floating in air as they are buckled up, lifted into the air and gently dropped down, giving them a feeling of what it would be like to jump out of a real plane in a parachute! Of course, a much safer version!!

****4 Face Painters From 4:30 to 5:30, 4 More from 5:30 – 8:30 p.m. (total of 8 face painters)**

Kids of all ages love the attention they get from having characters painted on their face!

****2 Rock wall.** Test your strength, and agility on our brand new 25' tall professionally manufactured wall. This piece has built in safety features like a hydraulic rope braking system, so even the faint of heart can climb with confidence!

The total price for the above services will be: \$10,850.00

Minus We love you discount: savings of \$3,050.00

Subtotal before tax: \$7,800.00

Sale tax of 6.6%: \$N/A

To book the above services a 25% deposit is required along with a signed copy of an acceptable proposal.

^The remainder will be due on the day of your event.^

**Custom Events Inc. schedules the use of attractions on a first come, first serve basis. The equipment on this proposal is not guaranteed unless a signed copy is received and confirmed by Custom Events Inc.*

***Custom Events Inc. operates all equipment according to manufacturer, and insurance specifications. Custom Events Inc. will not be held liable if wind, weather, or other acts of nature affect our ability to perform this event.*

****This contract is subject to a \$25% cancellation fee if event is cancelled within 30 days of event date.*

Proposal accepted by: _____

Date signed: _____

Mailing Address:

Amendment to "Custom Events" Event Proposal

THIS AMENDMENT (this "*Amendment*") is entered into effective 11 June 2013 between **CUSTOM EVENTS, INC.**, a Utah corporation ("*Provider*"), and the city of **COTTONWOOD HEIGHTS**, a Utah municipality ("*City*"), and shall be deemed to amend that certain "Event Proposal" (the "*Agreement*") attached to this Amendment.

Section 1. **Background.** City has scheduled its annual "Butlerville Days" community event (the "*Event*") for 24 July 2013 on the public property surrounding the Cottonwood Heights Recreation Center near 2700 East 7500 South in the City (the "*Event Site*"). As part of the Event, City desires to provide recreational opportunities to Event participants in the form of rides, games, face-painting and other activities. Provider is in the business of providing such services, and has proposed to provide (as specified in the Agreement) all necessary or advisable equipment, facilities, supervision, etc. for such activities in connection with the Event (collectively, the "*Event Services*").

Section 2. **Amendments.** By their signatures below, the parties mutually accept and enter into the Agreement, subject to the following modifications:

(a) **Time of Event.** With at least three days' prior notice to Provider, City may adjust the time of the Event from 4:30-9 p.m. (as shown on the Agreement) to 5-9:30 p.m.

(b) **Insurance.** Provider shall maintain in full force and effect a broad form comprehensive workmen's compensation, bodily injury and property damage liability insurance policy or policies against claims for damage or injury to persons or property arising out of any of the Event Services (i.e.—whether equipment-based, supervision-based, or otherwise) in connection with the Event. Such policy shall be maintained on the minimum basis of One Million Dollars (\$1,000,000.00) combined single limit. Provider shall cause City and its officers, employees and other designees to be named as additional insureds under such policy, and shall provide to City a certificate evidencing such insurance coverage at least three days before the Event. All insurance required to be carried hereunder shall be with companies, on forms and with loss payable clauses reasonably satisfactory to City. All such policies shall be written as primary policies, not contributing with and not in excess of coverage which City may carry.

(c) **Hold Harmless Undertaking.** Provider agrees, covenants, and undertakes to indemnify, hold free and harmless, assume liability for, and defend City and its officers, employees, agents, servants and representatives (collectively, the "*Indemnitees*") from any and all losses, costs, and expenses, including but not limited to monetary damages, attorney's fees, investigative and discovery costs, court costs, fines, penalties, increased taxes, and all other sums, that any of the Indemnitees may incur, face, pay or become obligated to pay on account of any, all, and every demand for claim or assertion of liability, or any claim or action thereon, arising or alleged to have arisen out of any of the Event Services. The foregoing indemnities, etc. shall not, however, be deemed to waive or modify any rights, defenses, protections or limits of liability of City against third parties under the "Utah Governmental Immunity Act" (UTAH CODE ANN. § 63G-7-101, *et seq.*).

Section 3. **No Other Modifications**. Except as specifically amended and modified by this Amendment, the Agreement shall be deemed unmodified and in full force and effect between the parties.

DATED effective the date first-above written.

PROVIDER:

CUSTOM EVENTS, INC., a Utah corporation

By: _____
Jeffrey Mace, President

CITY:

COTTONWOOD HEIGHTS, a Utah municipality

ATTEST:

By: _____
Linda W. Dunlavy, Recorder

By: _____
Kelvyn H. Cullimore, Jr., Mayor

CONSENT CALENDAR

ITEM 5.0

Unapproved Minutes May 28, 2013

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL MEETING HELD TUESDAY, MAY 28, 2013, AT 7:00 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL CHAMBERS

Members Present: Mayor Kelvyn Cullimore, Councilman Mike Shelton, Councilman Scott Bracken, Councilman Tee Tyler, Councilman Mike Peterson

Staff Present: City Manager John Park, Deputy City Manager Linda Dunlavy, City Attorney Shane Topham, Police Chief Robby Russo, Public Relations Specialist Stephanie Archibald, Public Works Director Mike Allen, Community and Economic Development Director Brian Berndt, Assistant Fire Chief Mike Watson, Finance Director Steve Fawcett

Others Present: Youth City Council Representative Adam Woolston, Youth City Council Advisor Ann Bracken, Tina Bracken, Donald Cobb, Linda Black, Jaxson Thompson, Justin Thompson, Sharon Webb, Dan Webb, Nancy Dahill, John Hille, Tanner Cox, Laura Woolston, Jan Littlefield, Curt Roskelley, Kris Mateus, Mike Littlefield, Rob Lammle, Patty Darling, Bob Darling, Lori Hand, Cory Wall, Jacque Van Mondfrans, Marc Matt, Stephanie Matt, Brandi Logan, Laurel Harris

1.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS

1.1 Mayor Kelvyn Cullimore called the meeting to order at 7:00 p.m. and welcomed those attending.

1.2 The Pledge of Allegiance was led by Councilman Peterson.

2.0 CITIZEN COMMENTS

2.1 Mayor Cullimore opened the citizen comment period noting that information was circulated that may have lead citizens to believe that a decision regarding the exotic animal ordinance would be made at the meeting. He explained that no action being taken and apologized for any misunderstanding.

2.2 Trudy Christensen, Mill Hollow resident, expressed concern with the abundance of boa constrictors in the neighborhood and stated that she considers them to be a health hazard. She shared statistics from the Center for Disease Control, which showed that 74,000 cases of salmonellosis each year are associated with exposure to reptiles. Ms. Christensen shared other instances of how boa constrictors have harmed individuals.

2.3 Shane Richins, Scales and Tails Utah, does not share the opinion that boa constrictors are harmful. Mr. Richins stated that he believes that Mr. Cobb is improving his collection by buying, selling, and trading his snakes much like a baseball collection, but is not running a business out of his home.

2.4 Christina Nielson, Mill Hollow Ridge resident, expressed concern about non-domesticated animals existing in a highly populated neighborhood.

2.5 Robyn Tracy indicated that she is a reptile and amphibian hobbyist and resident of Cottonwood Heights, and as a hobbyist knows it is not uncommon to buy, sell, and trade reptiles. Ms. Tracy suggested that irresponsible pet owners should be at the center of litigation or legislation, not Mr. Cobb.

2.6 Sharon Webb raised a question regarding the best way to deal with someone who neglects their animals. Ms. Webb's fear was not of the animals themselves, but of animals that are not cared for properly by their owners.

- 2.7 Sky Reese stated that he runs a large scale rodent breeding facility. He said that the particular reptiles that Mr. Cobb keeps would not survive this environment if they escaped outside in the winter. He does not believe that animals housed inside a home, in cages should be regulated.
- 2.8 Tobi Paulos read a prepared statement claiming that the City Council is responsible for maintaining the safety and well-being of the community and read a statement from the Humane Society of the United States detailing the danger of boa constrictors. Ms. Paulos believes that Mr. Cobb's operation is a business since he produces and sells offspring. She asked the Council how they would feel if this was taking place in their neighborhood.
- 2.9 Amanda Martindale, Thomas Cobb's neighbor, stated that she has a strong distaste for reptiles, but loves her neighbors. She is saddened to see the division that has taken place between the neighbors over this issue.
- 2.10 Daniel Lindberg agreed with the comments made by Ms. Paulos and reiterated that the animal regulations in Cottonwood Heights allow no more than three adult animals of any one species at one residence.
- 2.11 Cory Wall supported the comments made by Mr. Lindberg and Ms. Paulos. He believes that the fundamental issue is that Mr. Cobb is operating a business out of his home. Mr. Wall stated that in his opinion Mr. Cobb's actions are affecting the marketing of neighboring homes.
- 2.12 Thomas Cobb read a prepared statement describing the difference between a hobbyist and a professional occupation. He said that all of the animals he has sold have been sold by third party sources and that he has not engaged in business as defined by the City Code. He defined bigotry, ignorance, the right to privacy, and defamation, all of which he feels he has experienced because of this issue.
- 2.13 Debra Cobb spoke of the species of snake her husband owns. Ms. Cobb gave a description of the boa constrictor imperator explaining that the smallest snake measures 16 inches and the largest snake measures seven feet. She suggested that every reptile owner be treated the same.
- 2.14 Dr. Laurel Harris, Wasatch Exotic Pet Care, stated that she sent out 221 letters to all of her active clients in Cottonwood Heights. She noted that there are many more dangerous exotic animals being housed in the city than those maintained by Mr. Cobb. She voiced her distaste for the Humane Society of the United States and considers them to be a radical organization. She reported that the Association of Reptile and Amphibian Veterinarians has scientifically proven that reptiles that are healthy shed such a small amount of salmonella that it does not pose a health risk.
- 2.15 Stephanie Jochum-Natt has been an Animal Care Specialist for nearly 20 years and is afraid of the ignorance shown throughout the community. She believes Mr. Cobb has taken great care of his animals.
- 2.16 Connie Cobb agreed with the comments made by Stephanie Jochum-Natt and detailed the care of the snakes. She invited those with issues to come view their collection.
- 2.17 Curt Roskelley said he believes the real issue pertains to a license in a residential area that is not zoned for business. The licensing issue involving newborn snakes was also discussed.
- 2.18 Kimberly Chaffer reported that she lives next to a pigeon hoarder, which she finds very disturbing. Her concern is that if Mr. Cobb is allowed to have 29 reptiles, every other homeowner in the community will also be allowed to have 29 different species.

- 2.19 Linda Mandrow stated that she is offended by the assumption of those who are opposed to an overabundance of snakes in the community are considered ignorant and emotional. She believes those who are in favor of the snakes will benefit financially if they are allowed to keep them. She urged the Council to consider the impact and consequences Mr. Cobb's operation will have on the entire State of Utah and demanded the City revoke the licenses granted to Mr. Cobb.
- 2.20 Don Cobb, father of Thomas Cobb, reported that reptile keeping is the fastest growing hobby in the country. He commented that the precedent is an abridgment of individual liberties, personal rights, and the degradation of a neighborhood by attitude rather than by reason and friendliness.
- 2.21 Leo Paulos commented that the objections raised are not personal and his issue is not with the Cobb family. His concern is with the City Council and their responsibility to protect the residents.
- 2.22 Mayor Cullimore acknowledged that this is a difficult issue, one that will require additional research. The Mayor stated that the Council has yet to find a community anywhere that restricts the number of indoor exotic pets. There is question if Mr. Cobb is running a business out of his home, and if so, does he qualify for a home business license. The Council's decision will be based on reason and not fear or because a majority feels a particular way. This issue involves much more than an abundance of snakes it involves property rights, privacy rights, and others rights which must be viewed from a broad perspective.
- 2.23 Councilman Bracken encouraged those in attendance to sign up for emails regarding agenda items and updates.

3.0 REPORTS/PROCLAMATIONS/RECOGNITIONS

3.1 Administration of Oath of Office to Youth City Council Officers.

- 3.1.1 Councilman Bracken introduced the new Youth City Council Officials for the upcoming year as Adam Woolston, Mayor; Tanner Cox, Social Officer; Taylor Brandt, Service Officer; Monika Kowalski, Education Officer; Ben Pugmire, Recorder; Morgan Anderson, Treasurer; Morgan Valentine, Planning Commission; Grace Dallimore, Public Relations; Jake Hanson, Deputy Education Officer; Jordan Brandt, Deputy Public Relations Officer; Sean Robison, Deputy Recorder; Shery Liao, Deputy Service Officer; and Zach Kushlan, Deputy Social Officer.
- 3.1.2 The Oath of Office was administered to the Youth City Council Officers by Deputy City Recorder Kory Solorio.

Standing Monthly/Quarterly Reports

3.2 Monthly Financial Report

Finance Director Steve Fawcett presented the financial report for April. He reported that a review of revenue and expenditures resulted in an estimated year end revenue totaling \$620,000 in excess of the original budget. This may result in additional fund balance being available in fiscal year 2014 above the currently budgeted amounts. Mr. Fawcett also reviewed a chart showing the costs the City incurs for fire services from the Unified Fire Authority, and compared that cost to the amount of taxation to residents if the City were part of the Salt Lake Valley Fire Services Area which it was when the city first started. Over the course of the past eight years, taxpayers would have paid over \$10,000,000 more in taxes than what it has cost by contracting with the UFA. This illustrates the wisdom of the city council in exiting the fire district years ago and contracting back with UFA as a member city.

Mayor Cullimore gave a brief explanation of the difference between being a member of the fire service district or contracting with the fire service district.

A complete financial report is available on the City's website.

3.3 **Unified Fire Report**

Assistant Chief Mike Watson presented the unified fire report for the month of April. He stated that in terms of call volumes Station 110 came in 4th and Station 116 came in 17th in total calls by all UFA stations in April. 110 is typically one of the top four busiest stations. Call volume at station 116 is down because part of the territory it covered in years past is now covered by station 108 at the top of Big Cottonwood Canyon. Station 110 received 93 Advanced Life Support (ALS) calls resulting in 47 transports and 22 Basic Life Support (BLS) calls resulting in 13 transports. Station 116 received 43 Advanced Life Support (ALS) calls resulting in 21 transports; and 4 Basic Life Support (BLS) calls resulting in 0 transports.

Chief Watson reviewed the customer service report for both stations.

With the 4th of July and July 24th holidays right around the corner, the Chief pointed out the danger of urban interface fires and encouraged residents to be extremely careful with BBQs, campfires and fireworks and general fire safety. Firework restrictions for this year were discussed.

A complete UFA report is available on the City's website.

4.0 **PUBLIC HEARINGS**

4.1 **Public Hearing to Receive Input on (a) the Proposed Amended Budget for Cottonwood Heights for the Period of 1 July 2012 through 30 June 2013; and (b) the Proposed Budget for Cottonwood Heights for the Period of 1 July 2013 through 30 June 2014.**

- 4.1.1 Mayor Cullimore explained that a state law requires a public hearing be held to receive input on the proposed amended budget for the current fiscal year and the proposed tentative budget to be adopted for the next fiscal year.
- 4.1.2 Mr. Fawcett presented the budget and stated that there will be changes as the various line items are fine-tuned. The City is currently looking at a revenue and expenditure budget of approximately \$15 million. He noted that the budget includes a 19% increase to health insurance rates. Employees will pay 20% of the premium and the city will pay 80% of the premium as the budget now stands.
- 4.1.3 This year the COLA is proposed in the tentative budget at 1.71% which is taken from the consumer price index from December to December. He also explained the increases to the retirement system costs. Mr. Fawcett indicated he is working in the request of the council to do a combined merit and COLA increase of 2.5%
- 4.1.4 Mayor Cullimore recommended that a total compensation package be discussed. He expressed concern with regard to giving a 2.5% increase on one hand and then taking part of it back in higher health insurance premiums without a detailed analysis of the compensation. His preference was to move to an 85/15 split.
- 4.1.5 Mr. Fawcett said that June 11, 2013, will be the last day to submit changes to the budget. He also noted that a copy is in the City Recorder's office for the public to review.

4.1.6 **MOTION:** Councilman Bracken moved to open the public hearing on the fiscal year budget amendments and the tentative budget adopted for the next fiscal year. The motion was seconded by Councilman Tyler and passed unanimously on a roll call vote.

4.1.7 There were no public comments.

4.1.8 **MOTION:** Councilman Tyler moved to close the public hearing. The motion was seconded by Councilman Peterson and passed unanimously on a roll call vote.

5.0 ACTION ITEMS

5.1 **Consideration of Resolution No. 2013-21 Approving Entry into an Interlocal Agreement for Management and Sharing of Street Centerline Data with Valley Emergency Communications Center**

5.1.1 Mayor Cullimore explained that the proposed resolution pertains to the approval of an interlocal agreement for the sharing of street centerline data with VECC.

5.1.2 **MOTION:** Councilman Shelton moved to approve Ordinance No. 2013-21. The motion was seconded by Councilman Peterson and passed unanimously on a roll call vote.

5.2 **Consideration of Resolution No. 2013-22 Approving and Ratifying a Contract with Staker & Parson Companies for Street Improvement Projects along Union Park Avenue and 1300 East, Between I-215 Freeway and Creek Road**

5.2.1 Mayor Cullimore explained that the proposed resolution approves a contract with Staker and Parson companies for improvements to Union Park.

5.2.2 **MOTION:** Councilman Peterson moved to approve Ordinance No. 2013-22. The motion was seconded by Councilman Tyler and passed unanimously on a roll call vote.

6.0 CONSENT CALENDAR

6.1 **Approval of Minutes for May 14, 2013**

6.1.1 The minutes stood approved.

7.0 **ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION IN ROOM 250**

7.1 **MOTION:** Councilman Peterson moved to adjourn and reconvene the work meeting. The motion was seconded by Councilman Shelton and passed unanimously on a roll call vote. The business meeting adjourned at 9:31 p.m.